

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Response Under 37 CFR 1.116 - Expedited Procedure  
 : Customer Number: 41552  
 :  
 Smith, Terry J., et al. : Confirmation Number: 5468  
 :  
 Application No.: 10/038,509 : Group Art Unit: 1644  
 :  
 Filed: January 03, 2002 : Examiner: ROONEY, Nora Maureen  
 :  
 For: DIAGNOSIS AND THERAPY OF ANTIBODY-MEDIATED INFLAMMATORY AUTO-IMMUNE DISORDERS

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

Mail Stop AF  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

I hereby certify that this correspondence is being electronically-transmitted to the  
 United States Patent and Trademark Office on February 6, 2009.  
 /Carrie Hines/

Carrie Hines

Dear Sir:

Transmitted herewith is a Response to the Notice of Non Compliant Amendment mailed January 12, 2009, in the above-identified application.

☒ No additional fee is required.  
☒ Applicant is entitled to small entity status under 37 CFR 1.27

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	9	20	0	\$26.00 =	\$0.00
Independent Claims	4	4	0	\$110.00 =	\$0.00
Multiple dependent claims newly presented					\$0.00
Total of Above Calculations					\$0.00

☐ Please charge my Deposit Account No. 502624 in the amount of \$.

☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 502624, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

/Astrid R. Spain/

Astrid R. Spain  
 Registration No. 47,956

11682 El Camino Real, Suite 400  
 San Diego, CA 92130  
 Phone: 858.720.3300 ARS:cjh  
 Facsimile: 858.720.7800

**Date: February 6, 2009**

**Please recognize our Customer No. 41552 as our  
 correspondence address.**